

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DARIO ALVARADO,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL

SECURITY,

Defendant.

No. 15-CV-3194-FVS

ORDER ADOPTING REPORT AND
RECOMMENDATION TO DENY
PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT AND
GRANT DEFENDANT'S MOTION
FOR SUMMARY JUDGMENT

ECF Nos. 13, 20, 23, 25

BEFORE THE COURT is the Report and Recommendation issued by Magistrate Judge Mary K. Dimke on February 23, 2017, ECF No. 23, recommending Plaintiff's Motion for Summary Judgment, ECF No. 13, be denied and Defendant's Motion for Summary Judgment, ECF No. 20, be granted. Plaintiff filed objections to the Report and Recommendation on March 9, 2017. ECF No. 25. Defendant responded to Plaintiff's objections on March 23, 2017. ECF No. 26.

ORDER ADOPTING REPORT AND RECOMMENDATION TO DENY
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT AND GRANT
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT ~ 1

1 After reviewing the Report and Recommendation, the objections and the
2 response, and relevant authorities; the Court finds the Magistrate Judge's findings
3 are correct. Therefore, the Court adopts the Report and Recommendation in its
4 entirety. Accordingly, **IT IS ORDERED:**

5 1. Plaintiff's Objections to Magistrate Judge Dimke's Report and
6 Recommendation, **ECF No. 25**, are **OVERRULED**.

7 2. The Report and Recommendation, **ECF No. 23**, is **ADOPTED** in its
8 entirety.

9 3. Defendant's Motion for Summary Judgment, **ECF No. 20**, is
10 **GRANTED**.

11 4. Plaintiff's Motion for Summary Judgment, **ECF No. 13**, is **DENIED**.

12 The District Court Executive is directed to file this Order and forward copies
13 to the parties. Judgment shall be entered for Defendant and the file shall be
14 **CLOSED**.

15 DATED March 27, 2017.

16 s/Fred Van Sickle
17 Fred Van Sickle
18 Senior United States District Judge
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ORDER ADOPTING REPORT AND RECOMMENDATION TO DENY
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT AND GRANT
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